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PATENT
Docket No. 412692000403

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Assistant Commissioner for Patents, Washington, D.C. 20231, on April 9, 2002.

Victoria Wilson
Victoria Wilson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

D. Laksen SIRIMANNE et al.

Serial No.: 09/869,282

Filing Date: June 25, 2001

For: DEVICE AND METHOD FOR SAFE
LOCATION AND MARKING OF A
CAVITY AND SENTINEL LYMPH
NODES

Examiner: To Be Assigned

Group Art Unit: To Be Assigned

RECEIVED

13 MAY 2002

**Legal Staff
International Division**

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents were previously submitted in an Information Disclosure Statement and/or Office Action, directed to the related application Serial Number 09/347,185, filed July 2, 1999 which is a continuation-in-part of U.S. Serial Number 09/285,329, filed April 2, 1999, and, accordingly, copies are not included herewith. This protocol conforms with 37 C.F.R. §1.98(d) and M.P.E.P. 609(A)(2). The Examiner is requested to make these documents of record in the application.

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☒ **Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.**
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
 - ☐ A fee is required. A check in the amount of * is enclosed.
 - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of * is enclosed.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

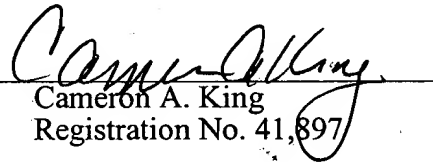
In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to

charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 412692000403. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: April 9, 2002

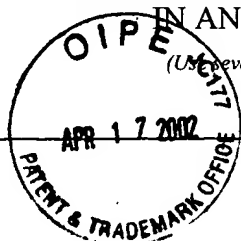
Respectfully submitted,

By:


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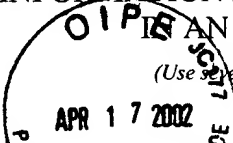
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|---|--|-------------------------------|
| Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION <i>(Use several sheets if necessary)</i> | Docket Number 412692000403 | Application Number 09/869,282 |
| | Applicant D. Laksen SIRIMANNE, et al. | |
| | Filing Date June 25, 2001 | Group Art Unit To Be Assigned |
| | Mailing Date April 9, 2002 | |



U.S. PATENT DOCUMENTS

| Examiner Initials | Ref. No. | Date | Document No. | Name | Class | Subclass | Filing Date If Appropriate |
|-------------------|----------|----------|--------------|------------------|-------|----------|----------------------------|
| | 1. | 04/03/56 | 2,740,405 | Riordan | | | |
| | 2. | 02/21/61 | 2,972,350 | Deker | | | |
| | 3. | 07/13/71 | 3,592,185 | Frei et al. | | | |
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| | 26. | 04/17/90 | 4,917,694 | Jessup | | | |

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| | 27. | 07/31/90 | 4,944,308 | Akerfeldt | | | |
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| | 53. | 01/17/95 | 5,382,251 | Hood et al. | | | |

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| | 54. | 02/14/95 | 5,388,588 | Nabai et al. | | | |
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| | 59. | 08/1/95 | 5,437,279 | Gray | | | |
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| | 79. | 12/10/96 | 5,582,172 | Papisov et al. | | | |
| | 80. | 01/21/97 | 5,595,177 | Mena et al. | | | |

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Form PTO-1449

Docket Number 412692000403

Application Number 09/869,282

INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

(Use several sheets if necessary)

Applicant

D. Laksen SIRIMANNE, et al.

Filing Date June 25, 2001

Group Art Unit To Be Assigned

Mailing Date April 9, 2002

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| | 106. | 10/6/98 | 5,817,033 | DeSantis et al. | | | |
| | 107. | 10/20/98 | 5,823,198 | Jones et al. | | | |

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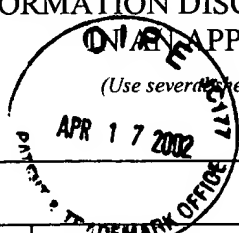
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| | 120. | 06/22/99 | 5,913,857 | Ritchart et al. | | | |
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| | 132. | 10/03/00 | 6,126,675 | Shchervinsky et al. | | | |
| | 133. | 12/12/00 | 6,159,165 | Ferrera et al. | | | |

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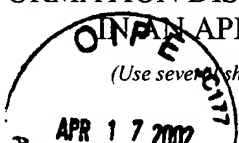
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|-------------------|----------|----------|---------------------|---------|-------|----------|-----------------------|--|
| | 144. | 03/16/95 | DE 43 30 958 A1 | Germany | | | | |
| | 145. | 06/30/95 | FR 2 714 284 A1 | France | | | | |
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| | 155. | 03/5/98 | WO 98/09247 | PCT | | | | |

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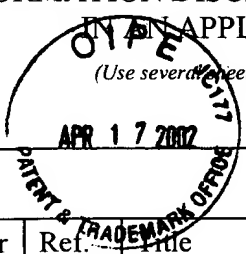
| Examiner Initials | Ref. No. | Date | Document No. | Country | Class | Subclass | Translation YES NO | |
|----------------------|-------------|----------|----------------|---------|-------|----------|-----------------------|--|
| | 156. | 10/1/98 | WO 98/43090 | PCT | | | | |
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| | 164. | "The First FDA-approved Surgical Fibrin Sealant," <i>Tisseel VH Kit Firbirn Sealant</i> , Publication by Tisseel, 5 pages, date unknown. |
| | 165. | Alesch et al., (1992) "Marking of the Stereotactic Target Point by a Radiopaque Silicone Sphere" <i>Acta Neurochirurgica</i> vol. 115, 149-151. |
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| Form PTO-1449 | | Docket Number 412692000403 | Application Number 09/869,282 |
| INFORMATION DISCLOSURE CITATION IN PRIORITY APPLICATION (Use several sheets if necessary)  | | Applicant D. Laksen SIRIMANNE, et al. | |
| | | Filing Date June 25, 2001 | Group Art Unit To Be Assigned |
| | | Mailing Date April 9, 2002 | |
| OTHER DOCUMENTS (including author, title, Date, Pertinent Pages, Etc.) | | | |
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